

## DISTRICT ATTORNEY KINGS COUNTY

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> **Joseph D. Bianco** Assistant District Attorney

February 18, 2020

Laura Guthrie THE LEGAL AID SOCIETY 111 LIVINGSTON STREET BROOKLYN, NY 11201

> Re: <u>P.S.N.Y. v. KENDA PERRY</u> Kings County Ind. No. 8700-2019

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: Malcolm Bell

MOS TAX: 914217

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move <u>in limine</u> to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

## Disclosure #1:

NYPD ENTERED A PLEA OF GUILTY AGAINST MOS ARISING FROM AN INCIDENT ON MAY 20, 1997 WHILE MOS WAS OFF-DUTY:

ALLEGATION:

 MOS DID DISCHARGE TWO ROUNDS FROM A GUN WHILE MOS WAS A PASSENGER IN A MOVING MOTOR VEHICLE.

CASE STATUS: CLOSED 11/25/1997

PENALTY: MOS WAS PLACED ON DISMISSAL PROBATION FOR ONE (1) YEAR. IN ADDITION, MOS WAS SUSPENDED FOR TEN (10) DAYS FROM 05/20/1997 TO 05/30/1997 AND FORFEITED FIFTY (50) VACATION DAYS, TOTALING A PENALTY OF SIXTY (60) DAYS.

## Disclosure # 2:

MOS ENTERED A PLEA OF GUILTY TO THE FOLLOWING DISCIPLNARY CHARGE ARISING OUT OF AN INCIDENT ON SEPTEMBER 29, 2006 IN KINGS COUNTY, WHILE MOS WAS OFF DUTY AND ASSIGNED TO THE  $83^{RD}$  PRECINCT SQUAD:

ALLEGATION:

1. MOS ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT IN THAT SAID MOS ATTEMPTED TO PATRONIZE A PROSTITUTE.

CASE STATUS: CLOSED ON 06/09/2008

PENALTY: MOS WAS PLACED ON DISMISSAL PROBATION FOR ONE (1) YEAR. IN ADDITION, MOS FORFEITED ALL TIME, PAY, AND BENEFITS FOR THE PERIOD WHILE UNDER SUSPENSION, TO WIT: FROM SEPTEMBER 29, 2006 TO OCTOBER 29, 2006 FOR A TOTALOF THIRTY-ONE (31) DAYS.

Eric Gonzalez District Attorney Kings County